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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER
W1.2035 PCT-US
U.S. APPLICATION NO. of Moven, 69e 27 CFR 1.5)

INTER	NATIONAL	APPLICATION	NO
PCT/	DE2003	ሰበ3487	

INTERNATIONAL FILING DATE 21 October 2003

PRIORITY DATE CLAIMED 25 October 2002

TITLE OF INVENTION

METHOD FOR ADJUSTING A SPRAY DAMPENER			
APPLICANT(S) FOR DO/EO/US  BOLZA-SCHUNEMANN, Claus, August			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1. X This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.			
2. This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.			
This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.			
4. The US has been elected (Article 31).			
A copy of the International Application as filed (35 U.S.C. 371(c)(2))			
a. X is attached hereto (required only if not communicated by the International Bureau).			
b. has been communicated by the International Bureau.			
c. is not required, as the application was filed in the United States Receiving Office (RO/US).			
6. An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).			
a. X is attached hereto.			
b. has been previously submitted under 35 U.S.C. 154(d)(4).			
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))			
a. are attached hereto (required only if not communicated by the International Bureau).			
b. have been communicated by the International Bureau.			
c. have not been made; however, the time limit for making such amendments has NOT expired.			
d. X have not been made and will not be made.			
8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).			
9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).			
10. X An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).			
Items 11 to 20 below concern document(s) or information included:			
11. X An Information Disclosure Statement under 37 CFR 1.97 and 1.98.			
12. X An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.			
13. X A preliminary amendment.			
4. An Application Data Sheet under 37 CFR 1.76.			
5. X A substitute specification.			
A power of attorney and/or change of address letter.			
A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.			
A second copy of the published International Application under 35 U.S.C. 154(d)(4).			
19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).			
20. X Other items or information: See Attachment			

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents P.O. Box 1450, Alexandria VA 22313-1450.

## <u>ATTACHMENT</u>

- A) Two (2) sheets of Formal Patent Drawings
- B) WO 2004/039587 A1, published May 13, 2004
- C) International Search Report dated March 11, 2004, with translation
- D) Chapter II Demand filed March 17, 2004
- E) Request for Thorough Examination filed March 17, 2004, with translation
- F) Written Opinion dated October 5, 2004, with translation
- G) Article 34 Amendment by KBA with Letter dated November 11, 2004, with translation
- H) IPER dated March 22, 2005, with translation

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Approved for use through 3/3172007. OMB 0551 5022 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. U.S. APPLICATION NO. (if known, see 37 CFR 1.5) INTERNATIONAL APPLICATION NO. ATTORNEY'S DOCKET NUMBER PCT/DE2003/003487 W1.2035 PCT-US CALCULATIONS PTO USE ONLY The following fees have been submitted 300.00 21. Basic national fee .......\$300 22. 🔽 **Examination fee** If International preliminary examination report prepared by USPTO and all claims satisfy provisions of \$ 200.00 PCT Article 33(1)-(4) \$100 23. Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$100 International Search Report prepared and provided to the Office......\$400 400.00 All other situations.....\$500 900.00 TOTAL OF 21, 22 and 23 = Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. **Total Sheets** Extra Sheets Number of each additional 50 or fraction RATE thereof (round up to a whole number) /50 = x \$250 -100 =Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest \$ claimed priority date (37 CFR 1.492(h)). **NUMBER FILED NUMBER EXTRA** \$ **CLAIMS RATE** Total claims 52 - 20 = x \$50 \$1600.00 32 x \$200 Independent claims - 3 = \$ 0 \$ MULTIPLE DEPENDENT CLAIM(S) (if applicable) \$360 **TOTAL OF ABOVE CALCULATIONS =** \$2500.00 Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. SUBTOTAL = \$2500.00 Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). **TOTAL NATIONAL FEE =** \$2<u>500.00</u> Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied 40.00 by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property TOTAL FEES ENCLOSED = \$2540.00 Amount to be \$ refunded: Amount to be charged: 2540.00 Check No. 19200 A check in the amount of \$ \_ to cover the above fees is enclosed. Please charge my Deposit Account No. in the amount of \$ \_ to cover the above fees. A duplicate copy of this sheet is enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 10-1213. A duplicate copy of this sheet is enclosed. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status. SEND ALL CORRESPONDENCE TO: Douglas R. Hanscom Jones, Tullar & Cooper, P.C. Douglas R. Hanscom NAME P.O. Box 2266 Eads Station Arlington, VA 22202 703-415-1500 26,600 REGISTRATION NUMBER



PATENT AND TECHNICAL TRANSLATION

10/532573

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CERMAN AND FRENCH TO ENGLISH

CERMAN

April 23, 2005

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## **DECLARATION**

The undersigned, Olaf Bexhoeft, hereby states that he is well acquainted with both the English and German languages and that the attached is a true translation to the best of his knowledge and ability of the German text of PCT/DE2003/003487, filed on 10/21/2003, and published on 05/13/2004 under No. WO 2004/039587 A1, and of two pages of amended specification and eleven pages of amended claims.

The undersigned further declares that the above statement is true; and further, that this statement was made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or document or any patent resulting therefrom.

Ola**f** Bexhoeft

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